IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.2691 OF 1991

State Bank of India .. Plaintiff

vs.

Minitron & Ors. .. Defendants.

G. Vishwanata, Advocate for the Plaintiff.

CORAM : A.S.AGUIAR, J.

DATED : 17th February, 2005.

P.C. :

1. Learned Counsel Mr. G. Vishwanata present for the plaintiff. The Affidavit of documents and compilation taken on record. The Original Writ of Summons with endorsement of the concerned clerk is on record. The Affidavit of Service has not been filed though directed by the Prothonotary's order dated 22.9.1996 by which the matter was also transferred to the list of undefended suit. The learned Advocate for the

plaintiff undertakes to file Affidavit of Service withint the week.

2. Since no written statement has been filed and none has been appearing for the defendants, there will be decree under Order VIII Rule 10 of C.P.C.in terms of prayer clause (a) (b) and (c) of the plaint.

3. The defendants are directed to pay to the plaintiffs the sum of Rs.5,27.379.22 as set out in the particulars of claim.

4. No order as to costs.

5. Suit to stand disposed.

. C.C. expedited.

(A.S.AGUIAR, J.)